

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

-against-

MEMORANDUM & ORDER  
17-CR-0372 (JS)

EMIN L. COHEN,

Defendant.

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APPEARANCES

For United States: Whitman G.S. Knapp, Esq.  
Kaitlin T. Farrell, Esq.  
U.S. Attorney's Office  
Eastern District of New York  
271 Cadman Plaza East  
Brooklyn, New York 11201

For Defendant  
Emin L. Cohen: Avraham C. Moskowitz, Esq.  
Christopher R. Neff, Esq.  
Moskowitz & Book, LLP  
345 Seventh Avenue, 21st Floor  
New York, New York 10001

SEYBERT, District Judge:

Currently pending before the Court is Defendant Emin L. Cohen's ("Defendant") application for an Order directing the Bureau of Prisons ("BOP") to honor Defendant's September 9, 2020 release date by (1) permitting him to begin his quarantine early so he can be released on September 9, 2020, or (2) releasing him on September 9, 2020 and permitting him to quarantine at home. (Ltr. Mot., D.E. 860; Reply, D.E. 880.) Defendant explains that he will not be released from custody on September 9, 2020 because the BOP intends to hold him in a specialized unit for a 21-day "quarantine period" prior to his release. (Ltr. Mot.) According

to Defendant, his quarantine period cannot begin prior to September 8, 2020, the date of his required drug treatment program graduation ceremony. (Ltr. Mot.) The Government opposes the application. (Opp., D.E. 878.)

In light of the history of this case, and the sentence imposed, the Court is not inclined to interrupt the BOP's requirement that Defendant attend the drug treatment program graduation ceremony. Moreover, given the ongoing health concerns surrounding COVID-19, the Court defers to the BOP's release procedures that serve to enhance the safety of the community. Accordingly, Defendant's application is DENIED.

SO ORDERED.

/s/ JOANNA SEYBERT  
Joanna Seybert, U.S.D.J.

Dated: August 28, 2020  
Central Islip, New York